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Local No. 3

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA- SAN JOSE DIVISION

LHOIST NORTH AMERICA OF ARIZONA,
INC.,

Plaintiff,

vs.

Case Number: 5:16-cv-1331

**JOINT STIPULATION AND
~~PROPOSED~~ ORDER CONTINUING
CASE MANAGEMENT CONFERENCE**

INTERNATIONAL ASSOCIATION OF
MACHINISTS AND AEROSPACE
WORKERS, LOCAL LODGE NO. 93,
INTERNATIONAL BROTHERHOOD OF
TEAMSTERS, CHAUFFEURS,
WAREHOUSEMEN AND HELPERS OF
AMERICA, LOCAL NO. 890,
INTERNATIONAL BROTHERHOOD OF
BOILERMAKERS, IRON SHIP BUILDERS,
BLACKSMITHS, FORGERS AND HELPERS,
AFL-CIO, CEMENT, LIME, GYPSUM AND
ALLIED WORKERS DIVISION, DNCL,
INTERNATIONAL BROTHERHOOD OF
ELECTRICAL WORKERS, LOCAL NO. 234,
AND INTERNATIONAL UNION OF
OPERATING ENGINEERS, LOCAL NO. 3,

Defendants.

Pursuant to United States District Court, Northern District of California Local Rule 6-2, the following Stipulation is entered into by Plaintiff LHOIST NORTH AMERICA OF ARIZONA, INC. ("Plaintiff") and Defendants INTERNATIONAL ASSOCIATION OF MACHINISTS AND AEROSPACE WORKERS, LOCAL LODGE NO. 93, INTERNATIONAL BROTHERHOOD OF TEAMSTERS, CHAUFFEURS, WAREHOUSEMEN AND HELPERS OF AMERICA, LOCAL NO. 890, INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, LOCAL NO. 234, AND INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL NO. 3 ("Defendants") (collectively, the "Parties") by and through their counsel of record:

WHEREAS, the Court scheduled a case management conference in the above-referenced matter for June 15, 2016; and

WHEREAS, Plaintiff has filed a Complaint; and

WHEREAS, Defendants have filed a Motion to Dismiss the Complaint with prejudice; and

WHEREAS, Defendant's Motion to Dismiss is noticed to be heard on June 29, 2016; and

WHEREAS, Defendant THE INTERNATIONAL BROTHERHOOD OF BOILERMAKERS, IRON SHIP BUILDERS, BLACKSMITHS, FORGERS AND HELPERS, AFL-CIO, CEMENT, LIME, GYPSUM, AND ALLIED WORKERS DIVISION, DNCL has yet

to make an appearance in this case; and

WHEREAS, Plaintiffs and Defendant seek to preserve the time and resources of the Parties and the Court;

IT IS HEREBY STIPULATED AS FOLLOWS:

The June 15, 2016 case management conference is continued sixty-three (63) days to August 17, 2016, or to such a date thereafter as the Court may set. The deadlines to complete pre-case management conference tasks including, but not limited to, the service of initial disclosure statements and the filing of a joint case management conference statement, are similarly continued to dates consistent with the continued August 17, 2016 case management conference.

Dated: May 31, 2016

JACKSON LEWIS P.C.

By: /s/ Conor J. Dale
 Dan Hartsfield
 Conor J. Dale
 Attorneys for Plaintiff
 LHOIST NORTH AMERICA OF
 ARIZONA, INC.

Dated: May 31, 2016

WEINBERG, ROGER & ROSENFELD

By: /s/ Caren P. Sencer
 David A. Rosenfeld
 Caren P. Sencer
 Attorneys for Defendants
 INTERNATIONAL ASSOCIATION OF
 MACHINISTS AND AEROSPACE
 WORKERS, LOCAL LODGE NO. 93,
 INTERNATIONAL BROTHERHOOD OF
 TEAMSTERS, CHAUFFEURS,
 WAREHOUSEMEN AND HELPERS OF
 AMERICA, LOCAL NO. 890, AND
 INTERNATIONAL BROTHERHOOD OF
 ELECTRICAL WORKERS, LOCAL NO.
 234

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1 Dated: May 31, 2016

LAW OFFICE OF KENNETH C. ABSALOM

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3 By: /s/ George R. Nemiroff
Kenneth C. Absalom
George R. Nemiroff
4 Attorneys for Defendant
INTERNATIONAL UNION OF
5 OPERATING ENGINEERS LOCAL NO. 3
6
7

8 ~~PROPOSED~~ ORDER

9 PURSUANT TO THE STIPULATION OF THE PARTIES, IT IS SO ORDERED.

10
11 Dated: June 2, 2016

